

REMARKS/ARGUMENTSRejection Under 35 USC §102(e)

All claims, as previously presented, were rejected under 35 USC §102(e) as being anticipated by Kimoto et al patent, #6,075,992.

Global Positioning System (GPS) devices are provided in the mobile stations in the communication system of the present application. The GPS devices are used to determine the current locations of the mobile stations to see if they are in a designated communication area. The communication system broadcasts information to one or more users in the designated communication area based upon stored personal information about the users interests and tastes. In certain embodiments, information is provided directly to another mobile station along with information of an accepted communication area. Applicant's attorney did not find in Kimoto where personal information is used to select mobile phones to receive a message broadcasted in a designated broadcast area. In addition, the applicant's attorney did not find any discussion about detecting and transferring information of a designated accepted communication area by a mobile station. In Figure 38 of Kimoto, it appears that when information is transferred between two mobile stations one mobile station uses the retrieving unit 53 of the information center 5 to determine the location of the other mobile station.

The claims of the present application, contained in this response, distinguish from the Kimoto patent for above reasons. All are limited to the provision of information concerning selecting mobile phones to be called in a designated communication area based on personal information of the mobile phone users or to transmitting accepted communication areas from one mobile station to another. For instance, claim 1 calls for

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selecting "one or more mobile stations to be called based on said communication areas and "... personal information contained in the personal information database means". Claim 6 calls for each mobile station having "information transmission means, for transmitting to another mobile station information including the designation of said accepted communication area". Claim 7 calls for selecting mobile stations to be called on the basis of the "personal information of the users of the mobile stations". Claim 8, like claim 6, calls for transmitting over a communication network position information from one mobile station to another mobile station where that information includes the designation of an accepted communication area and providing information when the detected location of the mobile station is within said communication area included in the received information. Claim 9 calls for one mobile station to detect its location and transmit it directly to another mobile station. Claim 10 calls for software for transmitting from one mobile station to another information including the designation of said accepted communication area and software for providing information to the mobile communication system when the detected location of said another station is within said communication area.

Rejection Under 35 USC §112

Claims 1, 5, 6 and 9 have been amended in light of the Examiner's remarks. The term "said" has been removed from before "mobile stations to be called" and "that mobile station" has been removed from claims 5, 6 and 9.

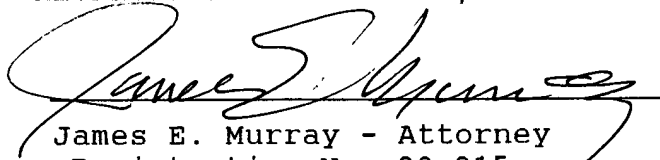
Extension of Time

A request for an extension of time is submitted herewith to extend the time provided in the Advisory Action for filing of a Notice of Appeal.

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For these and other reasons, all the claim distinguish over the prior art. Therefore, it is requested that the application be reconsidered, allowed and passed to issue.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script, appearing to read "James E. Murray", is written over the typed name and contact information.

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